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7 Attorneys for Plaintiff  
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10 IN THE UNITED STATES DISTRICT COURT  
11 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA  
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14 IN RE: BEXTRA AND CELEBREX MARKETING  
AND SALES PRACTICES AND PRODUCT  
15 LIABILITY LITIGATION  
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MDL Docket No. 01699-CRB

17 This document relates to:

Case No. C-06-4720 MMC

18 REGINALD GERALD PATES,

19 Plaintiff,

20 v.

21 PFIZER INC.,

22 Defendant  
23 /

STIPULATION AND ORDER OF  
DISMISSAL WITHOUT PREJUDICE  
ONLY AS TO CASE NO. C-06-04720-  
MMC

24 Plaintiff REGINALD GERALD PATES and Defendant PFIZER INC., by and through  
25 the undersigned attorneys, hereby stipulate pursuant to FRCP 41(a) to dismiss this individual  
26 case without prejudice, with each side bearing its own fees and costs.

1 If the case is subsequently refiled, it will only be filed in federal court.

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4 Dated: February 12, 2007

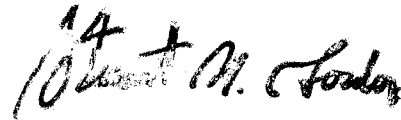
VAN BLOIS & ASSOCIATES

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7 By: Darren J. Van Blois,  
8 Attorneys for plaintiff Reginald Pates

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11 Dated: February 13, 2007

GORDON & REES, LLP

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14 By: Stuart M. Gordon  
15 Attorneys for defendant Pfizer Inc.

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19 **PURSUANT TO THE TERMS SET FORTH IN THE PARTIES' STIPULATION, IT IS**  
20 **SO ORDERED.**

21 Dated: February 14, 2007

